

WEDNESDAY, MARCH 8, 1989

SEVENTEENTH LEGISLATIVE DAY

The House met at 2:00 p.m. and was called to order by Mr. Speaker Murray.

The proceedings were opened with prayer by Jack Noble, Congregational Church, Crossville, Tennessee.

Representative Duer led the House in the Pledge of Allegiance to the Flag.

ROLL CALL

The roll call was taken with the following results:

Present 96

Representatives present were: Anderson, Armstrong, Bell, Bittle, Bivens, Buck, Burnett, Byrd, Cain, Callicott, Chiles, Clark, Coffey, Collier, Copeland, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Duer, Ellis, Gaia, Garrett, Givens, Good, Gunnels, Halteman, Harrill, Hassell, Haun, Hawkins, Head, Henry (Putnam), Henry (Roane), Herron, Hillis, Hobbs, Holcomb, Holt, Hubbard, Huskey, Jackson, Jones, R. (Shelby), Jones, U. (Shelby), Kent, Kernell, King, Kisber, Love, McAfee, McDaniel, Miller, Moody, Moore (Lawrence), Moore (Shelby), Naifeh, Napier, Niceley, Nuber, Odom, Peroulas, Phillips, Pinion, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Sipes, Stallings, Starnes, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wolfe, Wood, Yelton, Mr. Speaker Murray -- 96.

EXCUSED

The Speaker announced that the following member(s) has/have been excused, pursuant to request(s) under Rule No. 20:

The Speaker announced that Representative Bragg was excused because of Advisory Commission on Intergovernmental Relations and NCSL meetings in Washington, D. C .

The Speaker announced that Representative Wix was excused because of personal illness.

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ENROLLED BILLS

March 7, 1989

MR. SPEAKER: Your Chief Engrossing Clerk begs leave to report that we have carefully compared House Bill(s) No(s). 36 and 632; and House Joint Resolution(s) No(s). 1, 18, 22, 118, 119, 120, 121, 122, 124, 125, 127 and 133; and find same correctly enrolled and ready for the signatures of the Speakers.

BETTY KAY FRANCIS,
Chief Engrossing Clerk.

SIGNED

March 7, 1989

The Speaker announced that he had signed the following: House Joint Resolution(s) No(s). 18 and 22.

SIGNED

March 7, 1989

The Speaker announced that he had signed the following: House Bill(s) No(s). 36 and 632; and House Joint Resolution(s) No(s). 1, 118, 119, 120, 121, 122, 124, 125, 127 and 133.

MESSAGE FROM THE SENATE

March 7, 1989

MR. SPEAKER: I am directed to return to the House, House Joint Resolution(s) No(s). 18 and 22; signed by the Speaker.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

REPORT OF CHIEF ENGROSSING CLERK

March 7, 1989

MR. SPEAKER: Your Chief Engrossing Clerk begs leave to report that we have transmitted to the Governor the following: House Joint Resolution(s) No(s). 18 and 22; for his action.

BETTY KAY FRANCIS,
Chief Engrossing Clerk.

REPORT OF COMMITTEE ON CALENDAR AND RULES
March 7, 1989

MR. SPEAKER: Your Committee on Calendar and Rules begs leave to report that we have met and set the following bills on the Calendar for March 8, 1989: House Bill(s) No(s). 631, 501, 511, 425, 390, 366, 990, 217, 223 and 719.

PHILLIPS, Chairman.

REGULAR CALENDAR

*House Bill No. 0640 -- Economic and Community Development -- Abolishes Tennessee Economic Development Corporation; creates "Tennessee growth fund" to assist certain businesses; appropriates funds. Amends TCA, Title 4, Ch. 17.

Further consideration of House Bill No. 640, previously considered on March 1, 1989, at which time it was reset to March 8, 1989.

Rep. Rhinehart moved that House Bill No. 640 be passed on third and final consideration.

Rep. Rhinehart moved to amend as follows:

Amendment No. 1

Amend House Bill No. 640 SECTION 5(a)(5) by deleting the semicolon ";" immediately following the word "investments" and substituting in its place a period "." and by deleting the following language: "to guarantee and insure loans, leases, bonds, notes, or other indebtedness, whether public or private; and to issue letters of credit."

On motion, Amendment No. 1 was adopted.

Thereupon, Rep. Rhinehart moved that House Bill No. 640, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes.	96
Noes.	0

Representatives voting aye were: Anderson, Armstrong, Bell, Bittle, Bivens, Buck, Burnett, Byrd, Cain, Callicott, Chiles, Clark, Coffey, Collier, Copeland, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Duer, Ellis, Gaia, Garrett, Givens, Good, Gunnels, Halteman,

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Harrill, Hassell, Haun, Hawkins, Head, Henry (Putnam), Henry (Roane), Herron, Hillis, Hobbs, Holcomb, Holt, Hubbard, Huskey, Jackson, Jones, R. (Shelby), Jones, U. (Shelby), Kent, Kernell, King, Kisber, Love, McAfee, McDaniel, Miller, Moody, Moore (Lawrence), Moore (Shelby), Naifeh, Napier, Niceley, Nuber, Odom, Peroulas, Phillips, Pinion, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Sipes, Stallings, Stamps, Starnes, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Whitson, Williams, Winningham, Wolfe, Wood, Yelton, Mr. Speaker Murray -- 96.

A motion to reconsider was tabled.

House Bill No. 1249 -- Taxes, Sales -- Requires reports from dealers of aviation fuel under the Retailers' Sales Tax Act. Amends TCA, Title 67, Ch. 6, Pt. 4.

Rep. Naifeh moved that House Bill No. 1249 be passed on third and final consideration, which motion prevailed by the following vote:

Ayes.	96
Noes.	0

Representatives voting aye were: Anderson, Armstrong, Bell, Bittle, Bivens, Buck, Burnett, Byrd, Cain, Callicott, Chiles, Clark, Coffey, Collier, Copeland, Crain, Cross, Curlee, Davidson, Davis (Cooke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Duer, Ellis, Gaia, Garrett, Givens, Good, Gunnels, Halteman, Harrill, Hassell, Haun, Hawkins, Head, Henry (Putnam), Henry (Roane), Herron, Hillis, Hobbs, Holcomb, Holt, Hubbard, Huskey, Jackson, Jones, R. (Shelby), Jones, U. (Shelby), Kent, Kernell, King, Kisber, Love, McAfee, McDaniel, Miller, Moore (Lawrence), Moore (Shelby), Naifeh, Napier, Niceley, Nuber, Odom, Peroulas, Phillips, Pinion, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Sipes, Stallings, Stamps, Starnes, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wolfe, Wood, Yelton, Mr. Speaker Murray -- 96.

A motion to reconsider was tabled.

***House Bill No. 0009** -- Election Laws -- Modifies certain provisions relative to the location of polling places and notification requirements. Amends TCA, Title 2, Ch. 3, Pt. 1.

Rep. Pruitt moved that House Bill No. 9 be reset to the Calendar for Wednesday, March 22, 1989, which motion prevailed.

*Senate Bill No. 0162 -- Sunset Laws -- Extends termination date of Obion-Forked Deer basin authority, board of directors. Amends TCA, Title 4, Ch. 29; Title 64, Ch. 1.

Further consideration of Senate Bill No. 162, previously considered on March 6, 1989, at which time it was substituted for House Bill No. 230 and reset to March 8, 1989.

Rep. King moved that Senate Bill No. 162 be passed on third and final consideration.

Rep. Holt moved to amend as follows:

Amendment No. 1

Amend Senate Bill No. 162 by deleting the three (3) sections immediately preceding the effective date section in their entirety such sections being the language added by Senate amendment #1.

On motion, Amendment No. 1 was adopted.

Thereupon, Rep. King moved that Senate Bill No. 162, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes.	90
Noes.	5

Representatives voting aye were: Anderson, Armstrong, Bell, Bittle, Bivens, Buck, Burnett, Byrd, Cain, Callicott, Clark, Collier, Copeland, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Duer, Ellis, Gaia, Garrett, Givens, Good, Gunnels, Halteman, Harrill, Haun, Hawkins, Head, Henry (Putnam), Henry (Roane), Herron, Hillis, Hobbs, Holcomb, Holt, Hubbard, Huskey, Jackson, Jones, R. (Shelby), Jones, U. (Shelby), Kent, King, Kisber, Love, McAfee, McDaniel, Miller, Moody, Moore (Lawrence), Naifeh, Napier, Niceley, Odom, Peroulas, Phillips, Pinion, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Sipes, Stallings, Stamps, Starnes, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Winningham, Wolfe, Wood, Yelton, Mr. Speaker Murray -- 90.

Representatives voting no were: Chiles, Hassell, Moore (Shelby), Nuber, Williams -- 5.

A motion to reconsider was tabled.

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House Bill No. 0767 -- Insurance, Credit Life -- Authorizes credit life insurance policy provider to limit liability in certain circumstances. Amends TCA, Title 56, Ch. 7.

Rep. Wheeler moved that House Bill No. 767 be passed on third and final consideration.

Rep. Rhinehart moved to amend as follows:

Amendment No. 1

Amend House Bill 767 by changing the period at the end of the amendatory language of Section 1 to a semicolon and adding the following language:

and provided further, that the insurer shall have the burden of proving that the death of the debtor resulted from a disease, injury or condition of health for which the debtor was hospitalized or for which the debtor received medical treatment, advice or consultation within six (6) months prior to the effective date of coverage.

Rep. Clark moved the previous question, which motion prevailed.

Thereupon, Rep. Rhinehart renewed his motion that Amendment No. 1 be adopted, which motion prevailed.

Rep. Clark moved to amend as follows:

Amendment No. 2

Amend House Bill No. 767 by deleting from section 1 the "." at the end of the section, and by adding the following amendatory language:

; and provided, further, the debtor had been advised at the time of hospitalization or medical treatment that he was terminally ill.

Rep. Wheeler moved that Amendment No. 2 be tabled, which motion failed by the following vote:

Ayes.	21
Noes.	69
Present and not voting.	3

Representatives voting aye were: Anderson, Armstrong, Bell, Bittle, Chiles, Coffey, Copeland, Cross, Davis (Knox), Duer, Garrett, Kisber, McAfee, Naifeh, Peroulas, Scruggs, Severance, Webb, Wheeler, Wood, Mr. Speaker Murray -- 21.

Representatives voting no were: Bivens, Buck, Byrd, Cain, Callicott, Clark, Collier, Crain, Curlee, Davidson, Davis (Cocke), Davis (Gibson), DeBerry, DePriest, Ellis, Gaia, Givens, Good, Gunnels, Halteman, Harrill, Hassell, Haun, Hawkins, Henry (Putnam), Henry (Roane), Herron, Hillis, Hobbs, Holcomb, Holt, Hubbard, Huskey, Jackson, Jones, R. (Shelby), Jones, U. (Shelby), Kent, Kernell, King, McDaniel, Miller, Moody, Moore (Lawrence), Moore (Shelby), Napier, Niceley, Nuber, Odom, Phillips, Pinion, Pruitt, Purcell, Ridgeway, Robinson (Davidson), Robinson (Washington), Shirley, Sipes, Stallings, Stamps, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, West, Whitson, Williams, Winningham, Wolfe, Yelton -- 69.

Representatives present and not voting were: Love, Rhinehart, Robinson (Hamilton) -- 3.

Rep. Wheeler moved that House Bill No. 767 be reset to the Calendar for Wednesday, March 22, 1989, which motion prevailed.

***House Bill No. 0631** -- State Employees -- Includes judicial district drug task force members as state employees; records and identities confidential. Amends TCA 8-7-110, 8-42-101, 10-7-504.

Rep. Naifeh moved that House Bill No. 631 be passed on third and final consideration.

Rep. Buck moved to amend as follows:

Amendment No. 1

AMEND House Bill No. 631 by deleting the words "the names of all" in the second sentence of the amendatory language to Section 1 and by substituting instead the words "only the names of properly qualified and designated".

AND FURTHER AMEND in the third sentence of the amendatory language to Section 1 by inserting the words and punctuation ", after consultation with the department of safety and the Tennessee bureau of investigation," between the words "administration" and "is authorized".

AND FURTHER AMEND in the amendatory language of Section 1 by inserting the following new sentence between the second and third sentences:

Any member of such a task force designated by the district attorney general shall meet the criteria for qualifying as such a member as set forth in rules and regulations promulgated by the commissioner of finance and administration.

AND FURTHER AMEND by deleting Section 2 in its entirety and by appropriately redesignating subsequent sections.

On motion, Amendment No. 1 was adopted.

Rep. Naifeh moved to amend as follows:

Amendment No. 2

Amend House Bill No. 631 by inserting the following as a new section immediately before Section 5 and by appropriately redesignating subsequent sections:

SECTION 5. Notwithstanding any other provision of law to the contrary, concerning members of judicial district task forces relating to the investigation and prosecution of alleged drug violations, if suit should be filed against an individual, then proof that: (1) at the time of the alleged incident the individual was a member of such a task force who was properly certified to the board of claims pursuant to Section 1 of this act, (2) that the alleged liability arose out of the individual's activities as a task force member, and (3) the individual was under the direction and control of the drug task force relative to task force activities, shall create an rebuttable presumption that the individual was not an employee, agent or servant of a local government but was a volunteer to the state.

On motion, Amendment No. 2 was adopted.

Thereupon, Rep. Naifeh moved that House Bill No. 631, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes.	97
Noes.	0

Representatives voting aye were: Anderson, Armstrong, Bell, Bittle, Bivens, Buck, Burnett, Byrd, Cain, Callicott, Chiles, Clark, Coffey, Collier, Copeland, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Duer, Ellis, Gaia, Garrett, Givens, Good, Gunnels, Halteman, Harrill, Hassell, Haun, Hawkins, Head, Henry (Putnam), Henry (Roane), Herron, Hillis, Hobbs, Holcomb, Holt, Hubbard, Huskey, Jackson, Jones, R. (Shelby), Jones, U. (Shelby), Kent, Kernell, King, Kisber, Love, McAfee, McDaniel, Miller, Moody, Moore (Lawrence), Moore (Shelby), Naifeh, Napier, Niceley, Nuber, Odom, Peroulas, Phillips, Pinion, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Sipes, Stallings, Stamps, Starnes, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery,

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Webb, West, Wheeler, Whitson, Williams, Winningham, Wolfe, Wood, Yelton, Mr. Speaker Murray -- 97.

A motion to reconsider was tabled.

House Bill No. 0501 -- General Assembly, Studies -- Extends Select Oversight Committee on Corrections until 1993. Amends TCA 3-15-109.

Rep. Naifeh moved that House Bill No. 501 be passed on third and final consideration.

Rep. Miller moved to amend as follows:

Amendment No. 1

Amend House Bill No. 501 by adding the following new section immediately preceding the last section and by renumbering the subsequent section accordingly:

Section _____. Tennessee Code Annotated, Section 3-15-109, is further amended by adding the following new subsection:

() For the regular session of the general assembly which convenes in 1991, the speaker of the senate shall appoint five (5) senators to be members of the committee and the speaker of the house of representatives shall appoint five (5) representatives. The respective speakers shall reappoint or appoint new members to the Oversight Committee for each subsequent regular session of the general assembly for the duration of the committee.

On motion, Amendment No. 1 was adopted.

Thereupon, Rep. Naifeh moved that House Bill No. 501, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes.	97
Noes.	0

Representatives voting aye were: Anderson, Armstrong, Bell, Bittle, Bivens, Buck, Burnett, Byrd, Cain, Callicott, Chiles, Clark, Coffey, Collier, Copeland, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Duer, Ellis, Gaia, Garrett, Givens, Good, Gunnels, Haltzman, Harrill, Hassell, Haun, Hawkins, Head, Henry (Putnam), Henry (Roane), Herron, Hillis, Hobbs, Holcomb, Holt, Hubbard, Huskey, Jackson, Jones, R. (Shelby), Jones, U. (Shelby), Kent, Kernell,

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King, Kisber, Love, McAfee, McDaniel, Miller, Moody, Moore (Lawrence), Moore (Shelby), Naifeh, Napier, Niceley, Nuber, Odom, Peroulas, Phillips, Pinion, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Sipes, Stallings, Stamps, Starnes, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wolfe, Wood, Yelton, Mr. Speaker Murray -- 97.

A motion to reconsider was tabled.

House Bill No. 0511 -- Salaries and Benefits -- Authorizes automatic payment of certain insurance premiums; defines "retiree" and "years of service". Amends TCA 8-25-305; Title 8, Ch. 27, Pt. 7.

Rep. Naifeh moved that House Bill No. 511 be passed on third and final consideration, which motion prevailed by the following vote:

Ayes.	95
Noes.	0

Representatives voting aye were: Anderson, Armstrong, Bell, Bittle, Bivens, Buck, Burnett, Byrd, Cain, Callicott, Chiles, Clark, Coffey, Collier, Grain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Duer, Ellis, Gaia, Garrett, Givens, Good, Gunnels, Halteman, Harrill, Hassell, Haun, Hawkins, Head, Henry (Putnam), Henry (Roane), Herron, Hillis, Hobbs, Holcomb, Holt, Hubbard, Huskey, Jackson, Jones, R. (Shelby), Jones, U. (Shelby), Kent, Kernell, King, Kisber, Love, McAfee, McDaniel, Miller, Moody, Moore (Lawrence), Moore (Shelby), Naifeh, Napier, Niceley, Nuber, Odom, Peroulas, Phillips, Pinion, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Sipes, Stallings, Stamps, Starnes, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Whitson, Williams, Winningham, Wolfe, Wood, Yelton, Mr. Speaker Murray -- 95.

A motion to reconsider was tabled.

House Bill No. 0425 -- Criminal Procedure -- Clarifies law with respect to release date of a defendant convicted of misdemeanor. Amends TCA, Title 40, Ch. 35, Pt. 3; Title 41, Ch. 21, Pt. 2.

Rep. Buck moved that House Bill No. 425 be passed on third and final consideration.

Rep. Buck moved to amend as follows:

Amendment No. 1

Amend House Bill No. 425 by deleting from the amendatory

language of SECTION 1 the code citation "41-21-236(4)" and substituting instead the code citation "41-21-236(e)(4)".

On motion, Amendment No. 1 was adopted.

Thereupon, Rep. Buck moved that House Bill No. 425, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	96
Noes	0

Representatives voting aye were: Anderson, Armstrong, Bell, Bittle, Bivens, Buck, Burnett, Byrd, Cain, Callicott, Chiles, Clark, Coffey, Collier, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Duer, Ellis, Gaia, Garrett, Givens, Good, Gunnels, Halteman, Harrill, Hassell, Haun, Hawkins, Head, Henry (Putnam), Henry (Roane), Herron, Hillis, Hobbs, Holcomb, Holt, Hubbard, Huskey, Jackson, Jones, R. (Shelby), Jones, U. (Shelby), Kent, Kernell, King, Kisber, Love, McAfee, McDaniel, Miller, Moody, Moore (Lawrence), Moore (Shelby), Naifeh, Napier, Niceley, Nuber, Odom, Peroulas, Phillips, Pinion, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Sipes, Stallings, Stamps, Starnes, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wolfe, Wood, Yelton, Mr. Speaker Murray -- 96.

A motion to reconsider was tabled.

House Bill No. 0390 -- Paternity -- Permits judge to require bond and escrow payments in certain paternity actions. Amends TCA, Title 36, Ch. 2, Pt. 1.

Rep. Buck moved that House Bill No. 390 be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	93
Noes	2

Representatives voting aye were: Anderson, Armstrong, Bell, Bittle, Bivens, Buck, Burnett, Byrd, Cain, Callicott, Chiles, Clark, Coffey, Collier, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Duer, Ellis, Gaia, Garrett, Givens, Good, Gunnels, Halteman, Harrill, Hassell, Haun, Hawkins, Head, Henry (Putnam), Henry (Roane), Herron, Hillis, Hobbs, Holcomb, Holt, Hubbard, Huskey, Jackson, Jones, R. (Shelby), Jones, U. (Shelby), Kent, Kernell, King, Kisber, Love, McAfee, McDaniel, Miller, Moore (Lawrence), Moore (Shelby), Napier, Niceley, Nuber, Odom, Peroulas, Phillips, Pinion, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson

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(Washington), Scruggs, Severance, Shirley, Sipes, Stallings, Stamps, Starnes, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Webb, West, Wheeler, Whitson, Williams, Winningham, Wolfe, Wood, Yelton, Mr. Speaker Murray -- 93.

Representatives voting no were: Moody, Ussery -- 2.

A motion to reconsider was tabled.

REQUEST TO CHANGE VOTE

MR. SPEAKER: Pursuant to Rule No. 31, I wish to express a desire to change my original stand from not voting to aye on House Bill No. 390 and have this statement entered in the Journal.

Rep. Jimmy Naifeh

REGULAR CALENDAR, CONTINUED

House Bill No. 0990 -- Boards and Commissions -- Revises qualifications for membership on the Commission of Indian Affairs. Amends TCA 4-34-104.

Rep. Hillis moved that House Bill No. 990 be reset to the Calendar for Wednesday, March 22, 1989, which motion prevailed.

House Bill No. 0217 -- Sunset Laws -- Extends termination date of southern regional education compact. Amends TCA, Title 4, Ch. 29; Title 49, Ch. 12.

Rep. King moved that House Bill No. 217 be passed on third and final consideration, which motion prevailed by the following vote:

Ayes.	96
Noes.	0
Present and not voting.	1

Representatives voting aye were: Anderson, Armstrong, Bell, Bittle, Bivens, Buck, Burnett, Byrd, Cain, Callicott, Chiles, Clark, Coffey, Collier, Copeland, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Duer, Gaia, Garrett, Givens, Good, Gunnels, Halteman, Harrill, Hassell, Haun, Hawkins, Head, Henry (Putnam), Henry (Roane), Herron, Hillis, Hobbs, Holcomb, Holt, Hubbard, Huskey, Jackson, Jones, R. (Shelby), Jones, U. (Shelby), Kent, Kernell, King, Kisber, Love, McAfee, McDaniel, Miller, Moody, Moore (Lawrence), Moore (Shelby), Naifeh, Napier, Niceley, Nuber, Odom, Peroulas, Phillips, Pinion, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Sipes, Stallings, Stamps, Starnes, Turner (Hamilton), Turner, C.

(Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wolfe, Wood, Yelton, Mr. Speaker Murray -- 96.

Representatives present and not voting were: Ellis -- 1.

A motion to reconsider was tabled.

House Bill No. 0223 -- Sunset Laws -- Terminates advisory council on resource materials for family life education. Amends TCA, Title 4, Ch. 29; Title 49, Ch. 6.

Rep. King moved that House Bill No. 223 be passed on third and final consideration, which motion prevailed by the following vote:

Ayes.	92
Noes.	0

Representatives voting aye were: Anderson, Armstrong, Bell, Bittle, Bivens, Buck, Burnett, Byrd, Cain, Chiles, Clark, Coffey, Collier, Copeland, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Duer, Ellis, Gaia, Givens, Gunnels, Halteman, Harrill, Hassell, Haun, Hawkins, Henry (Roane), Herron, Hillis, Hobbs, Holcomb, Holt, Hubbard, Huskey, Jackson, Jones, R. (Shelby), Jones, U. (Shelby), Kent, Kernell, King, Kisber, Love, McAfee, McDaniel, Miller, Moody, Moore (Lawrence), Moore (Shelby), Naifeh, Napier, Niceley, Nuber, Odom, Peroulas, Phillips, Pinion, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Sipes, Stallings, Stamps, Starnes, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wolfe, Wood, Yelton, Mr. Speaker Murray -- 92.

A motion to reconsider was tabled.

House Bill No. 0719 -- Securities -- Authorizes licensing exemption for agents in certain circumstances. Amends TCA 48-2-110.

Rep. Bivens moved that House Bill No. 719 be passed on third and final consideration.

Rep. Bivens moved to amend as follows:

Amendment No. 1

Amend House Bill No. 719 by adding the following new sections after Section 1 and redesignating following sections accordingly:

SECTION 2. The provisions of this act shall expire on June 30, 1990, unless the commissioner by rule authorized

by Section 48-2-116 continues the exemptions provided for in this act. Provided, however, any agent who is registered hereunder may renew his registration after the expiration of this act until the offering or series of offerings conducted by the broker/dealer are terminated.

SECTION 3. If any provision of this act or the application thereof to any person or circumstance is held invalid, such invalidity shall not affect other provisions or applications of the act which can be given effect without the invalid provision or application, and to that end the provisions of this act are declared to be severable.

On motion, Amendment No. 1 was adopted.

Thereupon, Rep. Bivens moved that House Bill No. 719, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes.	91
Noes.	2

Representatives voting aye were: Anderson, Armstrong, Bell, Bittle, Bivens, Buck, Burnett, Byrd, Cain, Chiles, Clark, Coffey, Collier, Copeland, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Duer, Ellis, Givens, Good, Gunnels, Halteman, Harrill, Hassell, Haun, Hawkins, Head, Henry (Putnam), Henry (Roane), Hillis, Hobbs, Holcomb, Holt, Hubbard, Huskey, Jackson, Jones, R. (Shelby), Jones, U. (Shelby), Kent, Kernell, King, Kisber, Love, McAfee, McDaniel, Miller, Moody, Moore (Lawrence), Moore (Shelby), Naifeh, Napier, Niceley, Nuber, Odom, Peroulas, Phillips, Pinion, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Sipes, Stallings, Starnes, Turner (Hamilton), Turner, C. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wolfe, Wood, Yelton, Mr. Speaker Murray -- 91.

Representatives voting no were: Herron, Stamps -- 2.

A motion to reconsider was tabled.

House Bill No. 0366 -- Budget Procedures -- Allows county legislative body to determine whether a county will come within the provisions of the County Budget Law of 1990. Amends TCA, Title 5, Ch. 22.

Rep. Buck moved that House Bill No. 366 be passed on third and final consideration.

Rep. Love moved to amend as follows:

Amendment No. 1

Amend House Bill No. 366 by adding the following language as new sections to be designated as indicated, and by renumbering the effective date section accordingly:

SECTION 2. The provisions of the "County Budget Law of 1990" shall be applicable in any county having a population of not less than seventy-four thousand five hundred (74,500) nor more than seventy-four thousand six hundred (74,600), according to the 1980 federal census or any subsequent federal census.

SECTION 3. Those counties specifically included by population in the County Budget Law of 1990 either by the provisions of this act or by any other act shall remain included and the provisions of this act shall not apply to such counties.

On motion, Amendment No. 1 was adopted.

Rep. Buck moved that House Bill No. 366 be reset to the Calendar for Wednesday, March 15, 1989, which motion prevailed.

CONSENT CALENDAR

House Joint Resolution No. 0137 -- Memorials, Sports -- Honors career of Coach John Meadows of Lincoln County High School.

House Joint Resolution No. 0138 -- Memorials, Congratulations -- Congratulates Dyer Fruit Box Manufacturing on 100th anniversary.

House Joint Resolution No. 0139 -- Memorials, Sports -- Congratulates Coach Walter "Buck" VanHuss on 1000th career victory as high school basketball coach.

House Bill No. 1440 -- Jackson -- Authorizes Jackson-Madison County Hospital to provide home health care services. Amends Chapter 686, Private Acts of 1949, as amended.

OBJECTION -- CONSENT CALENDAR

Objection was filed to the following on the Consent Calendar:

House Bill No. 1440 was objected to by Rep. Kisber.

Under the rules, House Bill No. 1440 was/were placed at the foot of the calendar for Thursday, March 9, 1989.

Rep. Phillips moved that all House Bills having companion Senate Bills and are on the Clerk's desk be conformed and substituted for the appropriate House Bill, and that all Senate and House Bills on the Consent Calendar be passed on third and final consideration, all House Resolutions and House Joint Resolutions be adopted, and all Senate Joint Resolutions on the Consent Calendar be concurred in, which motion prevailed by the following vote:

Ayes.	96
Noes.	0

Representatives voting aye were: Anderson, Armstrong, Bell, Bittle, Bivens, Buck, Burnett, Byrd, Cain, Chiles, Clark, Coffey, Collier, Copeland, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Duer, Ellis, Gaia, Garrett, Givens, Good, Gunnels, Halteman, Harrill, Hassell, Haun, Hawkins, Head, Henry (Putnam), Henry (Roane), Herron, Hillis, Hobbs, Holcomb, Holt, Hubbard, Huskey, Jackson, Jones, R. (Shelby), Jones, U. (Shelby), Kent, Kernell, King, Kisber, Love, McAfee, McDaniel, Miller, Moody, Moore (Lawrence), Moore (Shelby), Naifeh, Napier, Niceley, Nuber, Odom, Peroulas, Phillips, Pinion, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Sipes, Stallings, Stamps, Starnes, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wolfe, Wood, Yelton, Mr. Speaker Murray -- 96.

A motion to reconsider was tabled.

REQUEST TO CHANGE VOTE

MR. SPEAKER: Pursuant to Rule No. 31, I wish to express a desire to change my original stand from not voting to aye on House Bill No. 217 and have this statement entered in the Journal.

Rep. Clint Callicott

REQUEST TO CHANGE VOTE

MR. SPEAKER: Pursuant to Rule No. 31, I wish to express a desire to change my original stand from not voting to aye on House Bill No. 223 and have this statement entered in the Journal.

Rep. Clint Callicott

REQUEST TO CHANGE VOTE

MR. SPEAKER: Pursuant to Rule No. 31, I wish to express a desire to change my original stand from not voting to aye on House Bill No. 719 and have this statement entered in the Journal.

Rep. Clint Callicott

WEDNESDAY, MARCH 8, 1989 -- SEVENTEENTH LEGISLATIVE DAY

REQUEST TO CHANGE VOTE

MR. SPEAKER: Pursuant to Rule No. 31, I wish to express a desire to change my original stand from not voting to aye on the Consent Calendar and have this statement entered in the Journal.

Rep. Clint Callicott

UNFINISHED BUSINESS

SPONSORS ADDED

Without objection, the rules were suspended to allow the following members to add their names as sponsors as indicated below, the prime sponsor of each having agreed to such addition:

House Bill No. 100: Rep(s). Stamps and West added as prime sponsor(s).

House Bill No. 196: Rep(s). Coffey added as prime sponsor(s).

House Bill No. 631: Rep(s). Peroulas added as prime sponsor(s).

House Bill No. 1048: Rep(s). Kent added as prime sponsor(s).

House Bill No. 1049: Rep(s). Kent added as prime sponsor(s).

House Bill No. 1273: Rep(s). Coffey added as prime sponsor(s).

House Bill No. 1294: Rep(s). Hubbard added as prime sponsor(s).

House Bill No. 1372: Rep(s). Turner B added as prime sponsor(s).

House Bill No. 1405: Rep(s). Clark, Curlee, DePriest, Duer, Gaia, Good, Hassell, Hillis, Kernell, Moore U A, Peroulas, Phillips, Ridgeway, Turner L and Williams added as prime sponsor(s).

BILLS WITHDRAWN

On motion of Rep. Ellis, House Bill No. 338 was recalled from the State and Local Government Committee.

On motion of Rep. Ellis, House Bill No. 338 was withdrawn from the House.

On motion of Rep. Ellis, House Bill No. 339 was recalled from the Judiciary Committee.

On motion of Rep. Ellis, House Bill No. 339 was withdrawn from the House.

RULES SUSPENDED

Rep. Starnes moved that the rules be suspended for the purpose of introducing House Joint Resolution No. 143 out of order, which motion prevailed.

House Joint Resolution No. 0143 -- General Assembly, Proclamations -- Proclaims March 1989 as Youth Art Month in Tennessee.

On motion, the rules were suspended for the immediate consideration of the resolution.

On motion of Rep. Starnes, the resolution was adopted by the following vote:

Ayes.	94
Noes.	0

Representatives voting aye were: Anderson, Armstrong, Bell, Bittle, Bivens, Buck, Burnett, Byrd, Cain, Chiles, Coffey, Collier, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Duer, Ellis, Gaia, Garrett, Givens, Good, Gunnels, Halteman, Harrill, Hassell, Haun, Hawkins, Head, Henry (Putnam), Henry (Roane), Herron, Hillis, Hobbs, Holcomb, Holt, Hubbard, Huskey, Jackson, Jones, R. (Shelby), Jones, U. (Shelby), Kent, Kernell, King, Kisber, Love, McAfee, McDaniel, Miller, Moody, Moore (Lawrence), Moore (Shelby), Naifeh, Napier, Niceley, Nuber, Odom, Peroulas, Phillips, Pinion, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Sipes, Stallings, Stamps, Starnes, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wolfe, Wood, Yelton, Mr. Speaker Murray -- 94.

A motion to reconsider was tabled.

BILL REFERRED

On motion, of Rep. Phillips House Bill No. 515 was transferred from the Calendar and Rules Committee to the Finance, Ways and Means Committee, because of fiscal impact.

INTRODUCTION OF RESOLUTIONS

House Joint Resolution No. 0140 -- Memorials, Congratulations -- Congratulates Bolivar Central High School auto mechanics program on certification. by *Stallings.

The Speaker referred House Joint Resolution No. 140 to the Calendar and Rules Committee.

WEDNESDAY, MARCH 8, 1989 -- SEVENTEENTH LEGISLATIVE DAY

House Joint Resolution No. 0141 -- Memorials, Sports -- Congratulates Darrell Waltrip on Daytona 500 victory. by *Callicott, *McAfee, Hubbard.

The Speaker referred House Joint Resolution No. 141 to the Calendar and Rules Committee.

House Joint Resolution No. 0142 -- Memorials, Sports -- Congratulates Brentwood High School Swim Team on winning 1989 state championship. by *Callicott, *Chiles.

The Speaker referred House Joint Resolution No. 142 to the Calendar and Rules Committee.

INTRODUCTION OF BILLS

House Bill No. 1442 -- Rogersville -- Increases term of certain city officers. Amends Chapter 519, Private acts of 1911, as amended. by *Givens.

Passed first consideration.

House Bill No. 1443 -- Sharon -- Reduces compensation of mayor and aldermen. Amends Chapter 177, Acts of 1901, as amended. by *Herron.

Passed first consideration.

House Bill No. 1444 -- Maury County -- Establishes method of setting salary of county attorney. Repeals Chapter 42, Private Acts of 1973, as amended. by *Napier.

Passed first consideration.

House Bill No. 1445 -- Lebanon -- Revises city charter. Amends Chapter 644, Private Acts of 1911, as amended. by *Bell.

Passed first consideration.

House Bill No. 1446 -- Union City -- Enacts hotel/motel tax. by *Pinion.

Passed first consideration.

House Bill No. 1447 -- Teachers -- Allows creation of sick leave bank for teachers in Obion County to become effective at times other than August 1. Amends TCA, Title 49, Ch. 5, Pt. 8. by *Pinion.

Passed first consideration.

WEDNESDAY, MARCH 8, 1989 -- SEVENTEENTH LEGISLATIVE DAY

REPORT OF DELAYED BILLS COMMITTEE
March 8, 1989

Pursuant to Rule No. 78, having received the approval of the local legislative delegation, we the undersigned members of the Delayed Bills Committee have approved the following general bill of local application: House Bill No. 1447.

Ed Murray, Speaker
Jimmy Naifeh
John Chiles, Jr.

SENATE BILLS ON FIRST CONSIDERATION

Senate Bill No. 0006 -- Law Enforcement -- Grants federal law enforcement officers the authority to enforce state law under certain circumstances. Amends TCA, Title 38, Ch. 3, Pt. 1.

Held on the Clerk's desk pending third consideration of companion House Bill No. 75.

Senate Bill No. 0083 -- Adoption -- Permits commissioner of health and environment to respond to and appeal requests for disclosure of adoption information.

Held on the Clerk's desk pending third consideration of companion House Bill No. 54.

Senate Bill No. 0118 -- Gas, Petroleum Products, Volatile Oils -- Prohibits interference with certain activities of operator of oil or gas well. Amends TCA, Title 60, Ch. 1.

Held on the Clerk's desk pending third consideration of companion House Bill No. 299.

Senate Bill No. 0120 -- Gas, Petroleum Products, Volatile Oils -- Requires transporters and storers of crude petroleum or natural gas to keep records and file reports. Amends TCA, Title 60, Ch. 1, Pt. 1.

Held on the Clerk's desk pending third consideration of companion House Bill No. 297.

Senate Bill No. 0139 -- Sunset Laws -- Extends termination date of wildlife resources commission. Amends TCA, Title 4, Chs. 3, 29; Title 8, Ch. 36; Title 11, Ch. 14; Title 62, Ch. 26; Title 69, Ch. 10; Title 70.

Held on the Clerk's desk pending third consideration of companion House Bill No. 41.

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Senate Bill No. 0196 -- Aged Persons -- Creates long term care ombudsman program within commission on aging. Similar to SB 1143. Amends TCA, Title 71, Ch. 2.

Held on the Clerk's desk pending third consideration of companion House Bill No. 367.

Senate Bill No. 0278 -- Credit Unions -- Revises duties of credit union boards of directors. Amends TCA, Title 45, Ch. 4.

Held on the Clerk's desk pending third consideration of companion House Bill No. 789.

Senate Bill No. 0300 -- Hospitals and Health Care Facilities -- Requires certification of persons who serve as chief administrators of residential homes for the aged. Amends TCA, Title 68.

Held on the Clerk's desk pending third consideration of companion House Bill No. 433.

Senate Bill No. 0429 -- Children -- Defines "dependent child" for purposes of certain juvenile proceedings. Same as *HB 1186/SB 1316; Similar to *HB 1156. Amends TCA, Title 37.

Held on the Clerk's desk pending third consideration of companion House Bill No. 605.

Senate Bill No. 0440 -- Divorce and Annulment -- Grants divorce to both parties under certain circumstances. Amends TCA, Title 36, Ch. 4, Pt. 1.

Held on the Clerk's desk pending third consideration of companion House Bill No. 621.

Senate Bill No. 0521 -- Juries and Jurors -- Revises provisions for compensation of jurors. Amends TCA, Title 22.

Held on the Clerk's desk pending third consideration of companion House Bill No. 859.

Senate Bill No. 1037 -- Wildlife Resources Commission -- Adds special director to wildlife resources commission; revises fishing and hunting license fees for disabled veterans. Amends TCA, Title 70.

Held on the Clerk's desk pending third consideration of companion House Bill No. 1279.

WEDNESDAY, MARCH 8, 1989 -- SEVENTEENTH LEGISLATIVE DAY

HOUSE BILLS ON SECOND CONSIDERATION

House Bill No. 1441 -- General Assembly -- Passed second consideration and referred to the State and Local Government Committee.

REPORTS FROM STANDING COMMITTEES

AGRICULTURE
March 7, 1989

MR. SPEAKER: Your Agriculture Committee begs leave to report that we have carefully considered and recommend for passage: House Bill(s) No(s). 1 (as amended).

STALLINGS, Chairman.

Under the rules, House Bill(s) No(s). 1 (as amended); was/were transmitted to the Calendar and Rules Committee.

COMMERCE
March 7, 1989

MR. SPEAKER: Your Commerce Committee begs leave to report that we have carefully considered and recommend for passage: House Bill(s) No(s). 63, 84 (as amended); 383, 636, 723, 729 and 1041.

RHINEHART, Chairman.

Under the rules, House Bill(s) No(s). 63, 84 (as amended), 383, 636, 723, 729 and 1041; was/were transmitted to the Calendar and Rules Committee.

EDUCATION
March 7, 1989

MR. SPEAKER: Your Education Committee begs leave to report that we have carefully considered and recommend for passage: House Bill(s) No(s). 281, 600, 608, 701, 718, 899 (as amended) and 1223 (as amended); for adoption: House Joint Resolution(s) No(s). 16 and 24.

We further recommend that, pursuant to Rule No. 72, House Bill(s) No(s). 599 be referred to the Finance, Ways and Means Committee.

DAVIDSON, Chairman.

WEDNESDAY, MARCH 8, 1989 -- SEVENTEENTH LEGISLATIVE DAY

Under the rules, House Bill(s) No(s). 281, 600, 608, 701, 718, 899 (as amended) and 1223 (as amended); House Joint Resolution(s) No(s). 16 and 24; was/were transmitted to the Calendar and Rules Committee.

Pursuant to **Rule No. 72** the Speaker referred House Bill(s) No(s). 599 to the Finance, Ways and Means Committee.

FINANCE, WAYS AND MEANS
March 7, 1989

MR. SPEAKER: Your Finance, Ways and Means Committee begs leave to report that we have carefully considered and recommend for passage: House Bill(s) No(s). 252 (as amended), 320 (as amended), 362 (as amended), 363, 485, 500, 653, 654 and 674; for adoption: House Joint Resolution(s) No(s). 108.

BRAGG, Chairman.

Under the rules, House Bill(s) No(s). 252 (as amended), 320 (as amended), 362 (as amended), 363, 485, 500, 653, 654 and 674; and House Joint Resolution(s) No(s). 108; was/were transmitted to the Calendar and Rules Committee.

GOVERNMENT OPERATIONS
March 7, 1989

MR. SPEAKER: Your Government Operations Committee begs leave to report that we have carefully considered and recommend for passage: House Bill(s) No(s). 43 (as amended) and 212.

KING, Chairman.

Under the rules, House Bill(s) No(s). 43 (as amended) and 212; was/were transmitted to the Calendar and Rules Committee.

JUDICIARY
March 7, 1989

MR. SPEAKER: Your Judiciary Committee begs leave to report that we have carefully considered and recommend for passage: House Bill(s) No(s). 97, 337, 558, 806, 835, 842, 848, 988 and 1019.

We further recommend that, pursuant to **Rule No. 72**, House Bill(s) No(s). 647 (as amended) and 858 be referred to the Committee on Finance, Ways and Means.

BUCK, Chairman.

WEDNESDAY, MARCH 8, 1989 -- SEVENTEENTH LEGISLATIVE DAY

Under the rules, House Bill(s) No(s). 97, 337, 558, 806, 835, 842, 848, 988 and 1019; was/were transmitted to the Calendar and Rules Committee.

Pursuant to **Rule No. 72**, the Speaker referred House Bill(s) No(s). 647 (as amended) and 858 to the Finance, Ways and Means Committee.

STATE AND LOCAL GOVERNMENT

March 7, 1989

MR. SPEAKER: Your State and Local Government Committee begs leave to report that we have carefully considered and recommend for passage: House Bill(s) No(s). 56, 96, 269, 293, 328, 357 (as amended), 358, 412 (as amended), 417 (as amended), 462, 526, 680, 700, 702, 704, 705, 706, 739, 828, 832, 834, 982, 983, 984 and 996.

We further recommend that, pursuant to **Rule No. 72**, House Bill(s) No(s). 245, 354, 627, 986 and 1022 be referred to the Finance, Ways and Means Committee.

MILLER, Chairman.

Under the rules, House Bill(s) No(s). 56, 96, 269, 293, 328, 357 (as amended), 358, 412 (as amended), 417 (as amended), 462, 526, 680, 700, 702, 704, 705, 706, 739, 828, 832, 834, 982, 983, 984 and 996; was/were transmitted to the Calendar and Rules Committee.

Pursuant to **Rule No. 72**, the Speaker referred House Bill(s) No(s). 245, 354, 627, 986 and 1022 to the Finance, Ways and Means Committee.

TRANSPORTATION

March 7, 1989

MR. SPEAKER: Your Transportation Committee begs leave to report that we have carefully considered and recommend for passage: House Bill(s) No(s). 286 (as amended), 900 (as amended), 1056 and 1173; for adoption: House Joint Resolution(s) No(s). 107.

We further recommend that, pursuant to **Rule No. 72**, House Bill(s) No(s). 472, 761, 762, 764 and 1235 be referred to the Finance, Ways and Means Committee.

ROBINSON, Chairman.

Under the rules, House Bill(s) No(s). 286 (as amended), 900 (as amended), 1056 and 1173; House Joint Resolution(s) No(s). 107; was/were transmitted to the Calendar and Rules Committee.

WEDNESDAY, MARCH 8, 1989 -- SEVENTEENTH LEGISLATIVE DAY

Pursuant to **Rule No. 72**, the Speaker referred House Bill(s) No(s). 472, 761, 762, 764 and 1235 to the Finance, Ways and Means Committee.

**CONSERVATION AND ENVIRONMENT
March 8, 1989**

MR. SPEAKER: Your Conservation and Environment Committee begs leave to report that we have carefully considered and recommend for passage: House Bill(s) No(s). No(s). 15, 142 and 645; for adoption: House Joint Resolution(s) No(s). 23 and 83.

HILLIS, Chairman.

Under the rules, House Bill(s) No(s). 15, 142 and 645; House Joint Resolution(s) No(s). 23 and 83; was/were transmitted to the Calendar and Rules Committee.

**GENERAL WELFARE
March 8, 1989**

MR. SPEAKER: Your General Welfare Committee begs leave to report that we have carefully considered and recommend for passage: House Bill(s) No(s). 566 (as amended) and 1171.

We further recommend that, pursuant to **Rule No. 72**, House Bill(s) No(s). 285 (as amended), 547, 579 and 1096 (as amended) be referred to the Finance, Ways and Means Committee.

STARNES, Chairman.

Under the rules, House Bill(s) No(s). 566 (as amended) and 1171; was/were transmitted to the Calendar and Rules Committee.

Pursuant to **Rule No. 72**, the Speaker referred House Bill(s) No(s). 285 (as amended), 547, 579 and 1096 (as amended) to the Finance, Ways and Means Committee.

**LABOR AND CONSUMER AFFAIRS
March 8, 1989**

MR. SPEAKER: Your Labor and Consumer Affairs Committee begs leave to report that we have carefully considered and recommend for passage: House Bill(s) No(s). 926.

ELLIS, Chairman.

WEDNESDAY, MARCH 8, 1989 -- SEVENTEENTH LEGISLATIVE DAY

Under the rules, House Bill(s) No(s). 926; was/were transmitted to the Calendar and Rules Committee.

MESSAGE FROM THE SENATE

March 8, 1989

MR. SPEAKER: I am directed to transmit to the House, Senate Bill(s) No(s). 17, 90, 129, 146 and 294; also, Senate Joint Resolution(s) No(s). 91, 99, 100 and 103; for the signature of the Speaker.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

MESSAGE FROM THE SENATE

March 8, 1989

MR. SPEAKER: I am directed to return to the House, House Bill(s) No(s). 10, 36, 632 and 785; also, House Joint Resolution(s) No(s). 1, 14, 106, 110, 112, 114, 117, 118, 119, 120, 121, 122, 124, 125, 127 and 133; signed by the Speaker.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

REPORT OF CHIEF ENROSSING CLERK

March 8, 1989

MR. SPEAKER: Your Chief Engrossing Clerk begs leave to report that we have transmitted to the Governor the following: House Bill(s) No(s). 10, 36, 632 and 785; and House Joint Resolution(s) No(s). 1, 14, 106, 110, 112, 114, 117, 118, 119, 120, 121, 122, 124, 125, 127 and 133; for his action.

BETTY KAY FRANCIS,
Chief Engrossing Clerk.

SIGNED

March 8, 1988

The Speaker announced that he had signed the following: Senate Bill(s) No(s). 17, 90, 129, 146 and 294; and Senate Joint Resolution(s) No(s). 91, 99, 100 and 103.

WEDNESDAY, MARCH 8, 1989 -- SEVENTEENTH LEGISLATIVE DAY

ENGROSSED BILLS
March 8, 1989

MR. SPEAKER: Your Chief Engrossing Clerk begs leave to report that we have carefully examined House Bill(s) No(s). 640 and 1249; and find same correctly engrossed and ready for transmission to the Senate.

BETTY KAY FRANCIS,
Chief Engrossing Clerk.

ENGROSSED BILLS
March 8, 1989

MR. SPEAKER: Your Chief Engrossing Clerk begs leave to report that we have carefully examined House Bill(s) No(s). 719; and find same correctly engrossed and ready for transmission to the Senate.

BETTY KAY FRANCIS,
Chief Engrossing Clerk.

MESSAGE FROM THE SENATE
March 8, 1989

MR. SPEAKER: I am directed to return to the House, House Bill(s) No(s). 1437; substituted for Senate Bill(s) on same subject(s) and passed by the Senate.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

MESSAGE FROM THE SENATE
March 8, 1989

MR. SPEAKER: I am directed to return to the House, House Bill(s) No(s). 719; substituted for Senate Bill(s) on same subject(s) and passed by the Senate.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

WEDNESDAY, MARCH 8, 1989 -- SEVENTEENTH LEGISLATIVE DAY

ENGROSSED BILLS
March 8, 1989

MR. SPEAKER: Your Chief Engrossing Clerk begs leave to report that we have carefully examined House Bill(s) No(s). 217, 223, 390, 425, 501, 511 and 631; and House Joint Resolution(s) No(s). 137, 138, 139 and 143; and find same correctly engrossed and ready for transmission to the Senate.

BETTY KAY FRANCIS,
Chief Engrossing Clerk.

MESSAGE FROM THE SENATE
March 8, 1989

MR. SPEAKER: I am directed to transmit to the House, Senate Bill(s) No(s). 117, 148, 292, 435, 487, 744, 745, 818 and 1316; passed by the Senate.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

*Senate Bill No. 0117 -- Gas, Petroleum Products, Volatile Oils -- Revises conditions for release of reclamation land. Amends TCA, Title 60, Ch. 1, Pt. 7.

*Senate Bill No. 0148 -- Courts, Appeal -- Defines jurisdiction of intermediate appellate courts in certain contempt cases; expands jurisdiction in certain circumstances. Amends TCA, Title 16.

*Senate Bill No. 0292 -- Teenage Pregnancy -- Codifies responsible adolescent parenting program within department of human services. Amends TCA, Title 71.

*Senate Bill No. 0435 -- Courts, Circuit -- Requires clerks of certain courts to report monthly to executive secretary of supreme court information relating to certain trial results. Amends TCA, Title 16, Ch. 3, Pt. 5.

*Senate Bill No. 0487 -- Courts -- Empowers general sessions judges with same powers as courts of record to punish for civil contempt.

*Senate Bill No. 0744 -- Banks and Financial Institutions -- Permits state banks to operate as principals and agents for each other under certain circumstances. Amends TCA 45-2-614.

*Senate Bill No. 0745 -- Uniform Commercial Code -- Clarifies law concerning fixture filings in secured transactions. Amends TCA, Title 47, Ch. 9.

WEDNESDAY, MARCH 8, 1989 -- SEVENTEENTH LEGISLATIVE DAY

***Senate Bill No. 0818** -- Traffic Safety -- Revises certain provisions relative to the use of safety belts in certain motor vehicles. Amends TCA, Title 55, Ch. 9, Pt. 6.

Senate Bill No. 1316 -- Children -- Defines "dependent child" for purposes of certain juvenile proceedings. Same as *SB 429/HB 605; similar to *HB 1156. Amends TCA, Title 37.

MESSAGE FROM THE SENATE

March 8, 1989

MR. SPEAKER: I am directed to return to the House, House Bill(s) No(s). 16.

The Senate lifted the tabling motion; reconsidered passage of the bill; adopted Senate Amendment No. 1; then repassed the bill on third and final consideration as amended.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

MESSAGE FROM THE SENATE

March 8, 1989

MR. SPEAKER: I am directed to return to the House, Senate Bill No. 207.

The Senate concurred in House Amendment(s) No(s). 2, and nonconcurred in House Amendment(s) No(s). 1.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

MESSAGE FROM THE GOVERNOR

March 8, 1989

MR. SPEAKER:

I am directed by the Governor to return herewith: House Bill(s) No(s). 17, with his approval.

DAVID H. WELLES,
Counsel to the Governor.

WEDNESDAY, MARCH 8, 1989 -- SEVENTEENTH LEGISLATIVE DAY

**REPORT OF COMMITTEE ON CALENDAR AND RULES
March 7, 1989**

MR. SPEAKER: Your Committee on Calendar and Rules begs leave to report that we have met and set the following bills on the Calendar for Thursday, March 9, 1989: House Bill(s) No(s). 534, 429, 633, 277, 469 and 276.

PHILLIPS, Chairman.

**REPORT OF COMMITTEE ON CALENDAR AND RULES
CONSENT CALENDAR
March 7, 1989**

MR. SPEAKER: The officers of your Committee on Calendar and Rules beg leave to report that we have met and set the following bill(s) and/or resolution(s) on the Consent Calendar for Thursday, March 9, 1989: House Bill(s) No(s). 507, 387, 372, 373, 413, 209, 934, 99, 657 and 491.

PHILLIPS, Chairman.

**REPORT OF COMMITTEE ON CALENDAR AND RULES
March 8, 1989**

MR. SPEAKER: Your Committee on Calendar and Rules begs leave to report that we have met and set the following bills on the Calendar for Monday, March 13, 1989: House Bill(s) No(s). 253, 714, 623, 734, 851, 441, 567 and 514.

PHILLIPS, Chairman.

**LOCAL BILLS TRANSMITTED TO CALENDAR AND RULES
March 8, 1989**

In accordance with Rule No. 48, the following local bill(s), having received authorization for passage by the local legislative delegation, was/were transmitted to the Calendar and Rules Committee: House Bill(s) No(s). 555.

**REPORT OF COMMITTEE ON CALENDAR AND RULES
CONSENT CALENDAR
March 8, 1989**

MR. SPEAKER: The officers of your Committee on Calendar and Rules beg leave to report that we have met and set the following

WEDNESDAY, MARCH 8, 1989 -- SEVENTEENTH LEGISLATIVE DAY

bill(s) and/or resolution(s) on the Consent Calendar for Thursday, March 9, 1989: House Joint Resolution(s) No(s). 140, 141, and 142; House Bill(s) No(s). 555.

PHILLIPS, Chairman.

**REPORT OF COMMITTEE ON CALENDAR AND RULES
CONSENT CALENDAR
March 8, 1989**

MR. SPEAKER: The officers of your Committee on Calendar and Rules beg leave to report that we have met and set the following bill(s) and/or resolution(s) on the Consent Calendar for Monday, March 13, 1989: House Bill(s) No(s). 644 and 637.

PHILLIPS, Chairman.

ROLL CALL

The roll call was taken with the following results:

Present 95

Representatives present were: Anderson, Armstrong, Bell, Bittle, Bivens, Buck, Burnett, Byrd, Cain, Callicott, Chiles, Clark, Coffey, Collier, Copeland, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DePriest, Dixon, Duer, Ellis, Gaia, Garrett, Givens, Good, Gunnels, Halteman, Harrill, Hassell, Haun, Hawkins, Head, Henry (Putnam), Henry (Roane), Herron, Hillis, Hobbs, Holcomb, Holt, Hubbard, Huskey, Jackson, Jones, R. (Shelby), Jones, U. (Shelby), Kent, Kernell, King, Kisber, Love, McAfee, Miller, Moody, Moore (Lawrence), Moore (Shelby), Naifeh, Napier, Niceley, Nuber, Odom, Peroulas, Phillips, Pinion, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Sipes, Stallings, Stamps, Starnes, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wolfe, Wood, Yelton, Mr. Speaker Murray -- 95.

On motion of Rep. Naifeh, the House adjourned until 9:00 a.m., Thursday, March 9, 1989.